

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

MATCH GROUP, INC., a corporation,

Defendant.

Case No. 3:19-cv-02281-K

**Plaintiff Federal Trade  
Commission's Motion for Leave to  
File Notice of Supplemental  
Authority**

Plaintiff the Federal Trade Commission ("FTC") moves for leave to file a notice of supplemental authority. On August 2, 2021, after the parties completed briefing on Match's Motion to Dismiss, (Doc. 20), and following the Supreme Court's decision in *AMG Capital Mgmt., LLC v. FTC*, 141 S. Ct. 1341 (2021) ("*AMG Capital*"), the U.S. District Court for the Northern District of Texas denied in relevant part a Motion for Judgment on the Pleadings in a case involving the FTC and its authority to bring suit under Section 13(b) of the FTC Act. *See FTC v. Neora LLC, et al.*, Case 3:20-cv-01979-M (N.D. Tex. Aug. 2, 2021). The *Neora* order addresses the availability of injunctive relief based on a defendant's discontinued conduct, which is at issue in Match's pending Motion to Dismiss, (Doc. 20). The FTC requests leave to file the notice of supplemental authority attached as **Exhibit A**.

Although this proposed notice conforms to previous unopposed notices of supplemental authority filed by both parties, Match has indicated it opposes this motion for leave.

Respectfully submitted,

DATED: August 12, 2021

/s/ Reid Tepfer  
M. HASAN AIJAZ  
MATTHEW WILSHIRE

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FEDERAL TRADE COMMISSION

**CERTIFICATE OF CONFERENCE**

On August 3, 5, 10, and 11, 2021, Reid Tepfer, Hasan Aijaz, and Matt Wilshire, counsel for the FTC, conferred by email with Chelsea Priest, Angela Zambrano, and Chad Hummel, counsel for Match Group, Inc. Counsel for Match Group, Inc. indicated that Match Group, Inc. opposes this motion.

/s/ REID TEPFER  
REID TEPFER

**CERTIFICATE OF SERVICE**

On August 12, 2021, I filed the foregoing document with the clerk of court for the U.S. District Court, Northern District of Texas. I hereby certify that I have served the document on counsel by a manner authorized by Federal Rule of Civil Procedure 5(b)(2).

/s/ REID TEPFER  
REID TEPFER